

THE HONORABLE JOHN C. COUGHENOUR

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

NAZARIO HERNANDEZ,

Plaintiff,

v.

FRANKLIN CREDIT MANAGEMENT
CORPORATION and DEUTSCHE BANK
NATIONAL COMPANY, as trustee for Bosco
Credit II Trust Series 2010-1,

Defendants.

CASE NO. C19-0120-JCC

ORDER

This matter comes before the Court on Plaintiff's motion for withdrawal of reference to bankruptcy court (Dkt. No. 1 at 4–7). The Honorable Timothy W. Dore, United States Bankruptcy Judge, recommended that this Court wait to rule on Plaintiff's motion pending the outcome of Defendant's motion to dismiss Plaintiff's adversary proceeding. (*Id.* at 21–23.) On February 7, 2019, Judge Dore dismissed Plaintiff's adversary proceeding with prejudice, and Plaintiff has appealed that decision to this Court. *See Hernandez v. Franklin Credit Mgmt. Corp.*, C19-0207-JCC, Dkt. No. 1 (W.D. Wash. 2019). As Plaintiff's underlying adversary proceeding has concluded and the Court will review Plaintiff's case in its appellate capacity, Plaintiff's motion for withdrawal of the reference is DENIED as moot.

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1 DATED this 28th day of February 2019.

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5 John C. Coughenour
6 UNITED STATES DISTRICT JUDGE
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